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\*NOT ADMITTED TO NEW YORK BAR

November 1, 2007

Via Facsimile

The Honorable Gerard E. Lynch  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl St. Room 910  
New York, NY 10007

Re: *In re Refco Capital Markets, Ltd. Brokerage Customer Sec. Litig.*, 06 Civ. 643 (GEL)

*Capital Management Select Fund Ltd. et al. v. Phillip R. Bennett et al.*, 07 Civ. 8688 (GEL)

*VR Global Partners, L.P. et al. v. Phillip R. Bennett et al.*, 07 Civ. 8686 (GEL)

Dear Judge Lynch:

We, along with Weil, Gotshal & Manges LLP, represent several of the defendants in the above captioned actions, including Thomas H. Lee Partners, L.P. and related persons and entities (collectively, the "THL Defendants").<sup>1</sup> We write to request

<sup>1</sup> These related persons and entities include Thomas H. Lee Equity Fund V, L.P., Thomas H. Lee Parallel Fund V, L.P., Thomas H. Lee Equity (Cayman) Fund V, L.P., THL Equity Advisors V, LLC, Thomas H.

PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP  
The Honorable Gerard E. Lynch

2

an extension of time to submit any opposition to the motion to consolidate that was filed by Lead Plaintiffs in *In re Refco Capital Markets, Ltd. Brokerage Customer Securities Litigation*, 06 Civ. 643 (GEL). Under the default schedule, opposition papers are due to be filed today, November 1, 2007. Consistent with the schedule set forth in the Court's Order filed October 31, 2007 (06 Civ. 643, Docket No. 104), the THL Defendants request an extension of time up to and including November 14, 2007 to file any opposition papers. This is the THL Defendants' first request for an extension of this deadline. Counsel for Lead Plaintiffs do not oppose this request.

Respectfully submitted,

Kerry Quinn /wc

Kerry L. Quinn

cc: All Counsel of Record (by e-mail)

SO ORDERED

GERARD E. LYNCH, U.S.D.J.

11/1/07